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3 UNITED STATES DISTRICT COURT  
4 WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 JAMES CARL MOODY,

7 Petitioner,

8 v.

9 SCOTT FRAKES,

10 Respondent.

Case No. C09-5204RJB-KLS

ORDER GRANTING PETITIONER'S  
UNOPPOSED MOTION TO SET DATE  
FOR REPLY BRIEF

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16 This matter is before the Court on petitioner's petition for writ of *habeas corpus* pursuant  
17 to 28 U.S.C. § 2254. This matter is before the Court on petitioner's filing of an unopposed  
18 motion to set the date for filing a reply brief. (Dkt. #11). The Court, having reviewed  
19 petitioner's motion, hereby finds and ORDERS as follows:

20 In his motion, petitioner requests that the date for filing a reply brief to respondent's  
21 answer be set for July 24, 2009. Petitioner states he has contacted opposing counsel in this  
22 matter, who has no objection to that date.

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24 Accordingly, petitioner's unopposed motion to set the date for filing a reply brief (Dkt.  
25 #11) hereby is GRANTED. Petitioner shall reply his reply brief by **no later than July 24, 2009**.  
26 As such, petitioner's petition hereby is re-noted for consideration on **July 31, 2009**.

The Clerk shall send a copy of this Order to counsel for petitioner and to counsel for respondent.

DATED this 24th day of June, 2009.

  
Karen L. Strombom  
United States Magistrate Judge